

REPORTS ANALYSIS REFERRAL  
TO  
OFFICE OF GENERAL COUNSEL

DATE: April 27, 2005

ANALYST: Alan C. Shook, Jr.

I. COMMITTEE: Charles Taylor for Congress Committee  
C00222653  
David C. Blevins, Treasurer  
Post Office Box 2355  
Asheville, NC 28802

II. RELEVANT STATUTE: 2 U.S.C. §441a-1(b)  
11 CFR §400.9 (b)  
11 CFR §400.21 (b)

III. BACKGROUND:

**Millionaire Provision Reporting Problems (Failure to timely file 24-Hour Notice of Expenditure from Candidate's Personal Funds)**

The Charles Taylor for Congress Committee ("the Committee") failed to file five (5) 24 Hour Notices of Expenditures from Candidate's Personal Funds (FEC FORM 10), totaling \$557,000, after exceeding the \$350,000 reporting threshold for expenditures from the candidate's personal funds for the 2004 General Election (Attachment 2).

On October 15, 2004, the Committee filed the 2004 October Quarterly Report. This report disclosed two loans on Schedule A, supporting Line 13(a) (Loans made or guaranteed by the candidate), totaling \$95,000 and drawn from a line of credit guaranteed by Charles Taylor ("the Candidate")<sup>1</sup>. Both loans were designated for the 2004 General Election and included a \$50,000 loan made on September 24, 2004 and a \$45,000 loan made on September 30, 2004 (Image 24962535191).

On October 21, 2004, the Committee filed the 2004 12 Day Pre-General Report. This report disclosed two loans on Schedule A, supporting Line 13(a) (Loans made or guaranteed by the candidate), totaling \$95,000 and drawn from a line of credit guaranteed by the Candidate<sup>2</sup>. Both loans were designated for the 2004 General Election and included a \$25,000 loan made on

<sup>1</sup> On December 2, 2004, the Committee filed a miscellaneous document (Image 24038650618) in response to an RFAI dated November 2, 2004, referencing the 2004 October Quarterly Report. This document included signed paper Schedules C-1 for draws of \$50,000, \$45,000, \$25,000, \$70,000 and \$60,000 on a line of credit of \$250,000. These Schedules indicate that the line of credit was "candidate guaranteed".

<sup>2</sup> See Footnote 1.

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October 6, 2004 and a \$100,000 loan made on October 8, 2004 (Image 24971875193). These loans brought the total expenditures for the Candidate's personal funds for the 2004 General Election to \$190,000.

On December 2, 2004, the Committee filed an Amended 2004 October Quarterly Report. The two loans that totaled \$95,000 and had been previously disclosed on the original report on Schedule A supporting Line 13(a) (Loans made or guaranteed by the candidate), were now disclosed on Schedule A supporting Line 13(b) (All other loans) (Image 24981615644).

On December 2, 2004, the Committee filed the 2004 30 Day Post-General Report (Image 24981616242). This report disclosed the following: two loans from the Candidate, one loan drawn from a line of credit guaranteed by the Candidate<sup>3</sup>, and four contributions from the Candidate, for a cumulative total of \$617,000. On October 15, 2004, a loan was made by the Candidate and totaled \$60,000. This loan was drawn from a line of credit guaranteed by the Candidate and reported on Schedule A supporting Line 13(b) (All other loans). On October 22, 2004, a second loan was made by the Candidate to the Committee and totaled \$140,000. The loan was reported on Schedule A supporting Line 13(a) (Loans made or guaranteed by the candidate). This loan brought the total aggregate expenditures from the Candidate's personal funds for the 2004 General Election to \$390,000, thereby exceeding the reporting threshold of \$350,000 for principal campaign committees of candidates for the House of Representatives.

Additionally, on the same report the Committee received a \$110,000 loan from the Candidate on October 25, 2004. The Committee reported the amount on Schedule A supporting Line 13(a) (Loans made or guaranteed by the candidate). The Committee also received contributions from the Candidate that were designated to the 2004 General Election and reported on Schedule A supporting Line 11(d) (Contributions from the Candidate). The contributions were made in the following amounts: \$2,000 on October 25, 2004, \$130,000 on October 27, 2004, \$155,000 on October 29, 2004, and \$20,000 on November 2, 2004. All loans and contributions in this report were designated to the 2004 General Election and therefore brought the total expenditures from the Candidate's personal funds for the 2004 General Election to \$807,000. The Committee did not file a 24 Hour Notice of Expenditures from Candidate's Personal Funds (FEC FORM 10) for the loan which originally surpassed the reporting threshold, nor the loans and contributions subsequently received.

On December 6, 2004, the Committee filed an Amended 2004 12 Day Pre-General Report. The two loans that totaled \$95,000 and had been previously disclosed on Schedule A supporting Line 13(a) (Loans made or guaranteed by the candidate) were now disclosed on Schedule A supporting Line 13(b) (All other loans) (Image 24981746454).

On December 22, 2004, the Committee filed an Amended 2004 October Quarterly Report (Image 24991489227), an Amended 2004 12 Day Pre-General Report (Image 24991492154), and an Amended 2004 30 Day Post-General Report (Image 24991492212). These amendments disclosed no change in the status of contributions and loans made by the Candidate.

On December 23, 2004, the Committee filed an Amended 2004 October Quarterly Report (Image 24981907631), an Amended 2004 12 Day Pre-General Report (Image 24981907816), and an Amended 2004 30 Day Post-General Report (Image 24981907877).

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<sup>3</sup> See Footnote 1.

These amendments disclosed no change in the status of contributions and loans made by the Candidate.

On December 28, 2004, a Request for Additional Information ("RFAI") referencing the Amended 30 Day Post-General Report (received on 12/23/04) was sent to the Committee. The RFAI noted, among other discrepancies, that the Committee had failed to file a 24 Hour Notice of Expenditures from Candidate's Personal Funds (FEC FORM 10) in order to report the receipt of expenditures from the Candidate's personal funds after surpassing the \$350,000 threshold amount (Image 24038674275).

On January 27, 2005, the RAD Analyst was contacted by Nancy Day, a volunteer for the Committee, who wanted to discuss the RFAI referencing the Amended 30 Day Post-General Report. During the conversation, Ms. Day explained that she was not aware of the requirement to file a FEC FORM 10. The Analyst explained that there was no way to adequately resolve this matter, but suggested that the Committee file an explanation for the oversight (Attachment 3).

On January 27, 2005, the Committee filed an Amended 2004 30 Day Post-General Report (Image 25970017577) and a Miscellaneous Electronic Submission. The Amended 2004 30 Day Post-General Report disclosed no change in the status of contributions and loans made by the Candidate. The Miscellaneous Electronic Submission included the following statement: "Regarding a 24-Hour Notice of Expenditure from Candidate's Personal Funds (FEC Form 10), we were not even aware that this existed" (Image 25970018080).

To date, no further communications have been received from the Committee regarding this matter.

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FORM TYPE	RPT TYPE	AI	PGI	REC DATE	PGS	BEG IMAGE	COVERAGE DATES	BEG CASH	RECEIPTS	DISBURSE	END CASH	DEBTS BY
1		A		8/29/2003	4	23991828118						
MS		4		1/30/2003	2	23990235394						
MS		4		1/30/2003	2	23990235447						
MS		4		1/30/2003	2	23990235469						
MS		4		1/30/2003	2	23990236278						
MS		4		1/30/2003	2	23990236351						
MS		T		9/23/2003	1	23991980369						
MS		4		7/14/2004	2	24961801556						
MS		4		7/17/2004	2	24961882957						
MS		4		7/19/2004	2	24961887858						
MS		4		10/16/2004	1	24962546194						
MS		4		10/18/2004	1	24962554487						
MS		4		10/20/2004	2	24971858912						
MS		4		10/22/2004	1	24962697881						
MS		4		10/24/2004	5	24962707292						
MS		4		10/24/2004	1	24962707297						
MS		4		10/25/2004	2	24962710420						
MS		4		10/26/2004	1	24962713063						
MS		4		10/28/2004	2	24962718980						
MS		4		10/30/2004	2	24962725308						
MS		T		11/18/2004	1	24971906992						
MS		T		12/02/2004	6	24981618163						
MS		T		12/02/2004	13	24038650618						
MS		T		12/06/2004	1	24981746517						
RQ		1		7/30/2003	3	23038164014	7/30/2003					
RQ	Q2	2		8/26/2003	3	23038194163	4/01/2003 6/30/2003					
RQ	12P	2		8/17/2004	6	24038500648	4/01/2004 6/30/2004					
RQ	Q3	2		11/02/2004	10	24038610966	7/01/2004 9/30/2004					
RQ	12G	2		11/04/2004	3	24038611624	10/01/2004 10/13/2004					
RQ	30G	2		12/28/2004	9	24038674275	10/14/2004 11/22/2004					

TAYLOR, CHARLES H

ID #H8NC11038

CHARLES TAYLOR FOR CONGRESS COMMITTEE  
David C.Blevins  
FILING FREQUENCY: QUARTERLY

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NC 28802

ID #C00222653

FORM TYPE	RPT TYPE	AI	PGI	REC DATE	PGS	BEG IMAGE	COVERAGE DATES	BEG CASH	RECEIPTS	DISBURSE	END CASH	DEBTS BY
RQ	30G	2		3/24/2005	3	25038762756	10/14/2004 11/22/2004					
RQ	30G	2		4/05/2005	4	25038770441	10/14/2004 11/22/2004					
RQ	YE	2		3/24/2005	4	25038762752	11/23/2004 12/31/2004					
3	Q1	N	G	4/15/2003	58	23990739599	1/01/2003 3/31/2003	56414	92739	121305	27847	115000
3	Q2	N	G	7/15/2003	99	23991411137	4/01/2003 6/30/2003	27847	121970	133588	16229	70000
3	Q2	A	G	9/23/2003	99	23991980237	4/01/2003 6/30/2003	27847	121970	133588	16229	70000
3	Q3	N	P	10/15/2003	49	23992080673	7/01/2003 9/30/2003	16229	59360	56239	19350	34500
3	YE	N	P	1/29/2004	114	24990237579	10/01/2003 12/31/2003	19350	120882	102040	38192	0
3	YE	A	P	2/28/2004	135	24990698611	10/01/2003 12/31/2003	19350	120882	102040	38192	0
3	Q1	N	P	4/15/2004	65	24991034952	1/01/2004 3/31/2004	38192	86742	61724	63210	0
3	12P	N	P	7/05/2004	109	24971308352	4/01/2004 6/30/2004	63210	115276	28152	150334	0
3	12P	A	P	9/16/2004	109	24971457335	4/01/2004 6/30/2004	63210	115276	28152	150334	0
3	12P	A	P	9/17/2004	109	24971474566	4/01/2004 6/30/2004	63210	115276	28152	150334	0
3	Q3	N	G	10/15/2004	182	24962535191	7/01/2004 9/30/2004	150334	260301	400592	10042	95000
3	Q3	A	G	12/02/2004	182	24981615644	7/01/2004 9/30/2004	150334	260301	400592	10042	95000
3	Q3	A	G	12/22/2004	184	24991489227	7/01/2004 9/30/2004	150334	260301	400592	10042	95000
3	Q3	A	G	12/23/2004	185	24981907631	7/01/2004 9/30/2004	150334	260301	400592	10042	95000
3	12G	N	G	10/21/2004	56	24971875193	10/01/2004 10/13/2004	10042	149846	125508	34379	190000
3	12G	A	G	12/06/2004	56	24981746454	10/01/2004 10/13/2004	10042	149846	125508	34379	190000
3	12G	A	G	12/22/2004	58	24991492154	10/01/2004 10/13/2004	10042	149826	125508	34359	190000
3	12G	A	G	12/23/2004	61	24981907816	10/01/2004 10/13/2004	10042	149846	125508	34379	190000
3	30G	N	G	12/02/2004	133	24981616242	10/14/2004 11/22/2004	34379	743723	776102	2000	500000
3	30G	A	G	12/22/2004	135	24991492212	10/14/2004 11/22/2004	34359	743723	776102	1980	500000
3	30G	A	G	12/23/2004	139	24981907877	10/14/2004 11/22/2004	34379	743723	776102	2000	500000
3	30G	A	G	1/27/2005	139	25970017577	10/14/2004 11/22/2004	34379	743723	776135	1968	500000
3	30G	A	G	4/19/2005	139	25990525103	10/14/2004 11/22/2004	34379	743723	776103	2000	650000
3	YE	N	P	1/31/2005	62	25990037608	11/23/2004 12/31/2004	2000	320639	277746	44893	500000

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**TAYLOR, CHARLES H**

**ID #H8NC11038**

CHARLES TAYLOR FOR CONGRESS COMMITTEE

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FILING FREQUENCY: QUARTERLY

FORM	TYPE	RPT	TYPE	AI	PGI	REC	DATE	PGS	BEG	IMAGE	COVERAGE DATES		BEG	CASH	RECEIPTS	DISBURSE	END	CASH	DEBTS	BY
3		YE		A	P	4/19/2005		97	25990525312		11/23/2004	12/31/2004	2000		321635	278742		44893		900000
															TOTAL		2072474	2083993		

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**Charles Taylor for Congress Committee (C00222653)**  
**Candidate Expenditures from Personal Funds for 2004 General Election**

Expenditure Amount	Type of Expenditure	Receipt Date Listed On Report	Report Which Loan is Disclosed On	Aggregate Total for General Election	Additional Personal funds aggregating > \$10,000.00 past threshold and Requiring Form 10	Form 10 Filed?	Date Form 10 Filed	Number of Days Late
\$50,000.00	Loan	9/24/04	Q3 2004	\$50,000.00	No	N/A	N/A	N/A
\$45,000.00	Loan	9/30/04	Q3 2004	\$95,000.00	No	N/A	N/A	N/A
\$25,000.00	Loan	10/6/04	12G 2004	\$120,000.00	No	N/A	N/A	N/A
\$70,000.00	Loan	10/8/04	12G 2004	\$190,000.00	No	N/A	N/A	N/A
\$60,000.00	Loan	10/15/04	30G 2004	\$250,000.00	No	N/A	N/A	N/A
\$140,000.00	Loan	10/22/04	30G 2004	\$390,000.00	Triggering amount. Required	N	N/A	Not Filed
\$2,000.00	Contribution	10/25/04	30G 2004	\$392,000.00	Required	N	N/A	Not Filed
\$110,000.00	Loan	10/25/04	30G 2004	\$502,000.00	Required	N	N/A	Not Filed
\$130,000.00	Contribution	10/27/04	30G 2004	\$632,000.00	Required	N	N/A	Not Filed
\$155,000.00	Contribution	10/29/04	30G 2004	\$787,000.00	Required	N	N/A	Not Filed
\$20,000.00	Contribution	11/2/04	30G 2004	\$807,000.00	Required	N	N/A	Not Filed
Total General Election Expenditures Requiring a Form 10: \$557,000.								